



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

In re PATENT Application of
Muller

Group Art Unit: 1615

Application No. 09/915,549

Examiner: Humera N. Sheikh

For: DISPERSIONS FOR THE FORMULATION OF SLIGHTLY OR POORLY SOLUBLE AGENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Filed: July 27, 2001

Date: March 10, 2004

Sir:

- 1 ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated 9/12/2003 of the Examiner twice/finally rejecting claims 1-15, 19-66, 143, 144, 146, and 148-150
- 2 ☐ **BRIEF** on appeal in this application attached in triplicate.
- 3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer -- unextendable).
- 4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer -- unextendable).
- 5 ☒ "Small entity" verified statement filed: ☐ herewith. ☒ previously.

6 FEE CALCULATION:		Large/Small Entity	
If box 1 above is X'd, see box 12 below <u>first</u> and decide: enter		\$	\$ 165
If box 2 above is X'd, see box 12 below <u>first</u> and decide: enter		\$	\$
If box 3 above is X'd, see box 12 below <u>first</u> and decide: enter		\$	\$
If box 4 above is X'd, enter nothing		- 0 - (no fee)	
7. Original due date: December 12, 2003			
8. Petition is hereby made to extend the original due date to cover (1 months) (2 months) (3 months) (4 months) (5 months) the date this response is filed for which the requisite fee is attached		\$	475
9. Enter any previous extension fee paid <input type="checkbox"/> previously since above <u>original</u> due date (item 7) <input checked="" type="checkbox"/> with concurrently filed amendment		\$	210
10. Subtract line 9 from line 8 and enter: Total Extension Fee			+265
11. TOTAL FEE ATTACHED =			\$430

12. ☐ *Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. 50-0687/62662 for which purpose a duplicate copy of this sheet is attached. **This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.**

Manelli Denison & Selter, PLLC

Att.:
Jeffrey S. Melcher

Customer No.: 20736

03/11/2004 MGBREM1 00000104 09915549

01 FC:2401
02 FC:2253

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